

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

**MIAMI VALLEY HOUSING  
CENTER, INC.**

**:** Case No. 3:10-CV-230

**Plaintiff,** **:** **Magistrate Judge Sharron L. Ovington**  
**Magistrate Judge Michael J. Newman**  
**:** **(Mediation)**

**-vs-**

**CAMPUS VILLAGE WRIGHT  
STATE, LLC, *et al.*,**

**:**

**Defendants.**

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**ORDER DENYING DEFENDANT COLE + RUSSELL ARCHITECTS, INC.’S MOTION TO  
RELIEVE ITS INSURANCE REPRESENTATIVE FROM IN-PERSON ATTENDANCE AT  
DECEMBER 13, 2012 MEDIATION (Doc. 55)**

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Presently before the Court is a motion by Defendant Cole + Russell Architects (“Cole”) to excuse its Insurance Representative from attending in-person the mediation scheduled on December 13, 2012. Doc. 55. The only reason Defendant Cole cites in its memorandum is that the cost of travelling from Orange, California would be a “significant expense” for its insurance carrier, The Travelers Companies, Inc. *Id.*

As of the date of this Order, round-trip flights from the greater Los Angeles area to Dayton, Ohio during the days before and after the mediation are under \$250. Given that this matter involves numerous claimants and cross-claimants – all of whom are required to appear in-person – and that round-trip airfare can be purchased for under \$250, the Court finds Defendant Cole’s request on behalf of The Travelers Companies to be without merit. Accordingly, Defendant Cole’s motion is **DENIED**.

**IT IS SO ORDERED.**

November 16, 2012

**s/Michael J. Newman**  
United States Magistrate Judge